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2 UNITED STATES DISTRICT COURT  
3 WESTERN DISTRICT OF WASHINGTON  
4 AT SEATTLE

5 DELMER THURBER, et al.,

6 Plaintiff(s),

7 v.

8 BERNARD PETERSON, et al.,

9 Defendant(s).

NO. C08-1803MJP

ORDER ON MOTION FOR  
ATTORNEY'S FEES AND COSTS

10 The above-entitled Court, having received and reviewed

- 11 1. Defendant's Motion for Attorney Fees and Costs (Dkt. No. 29)  
12 2. Plaintiffs' Response to Motion for Fees and Costs (Dkt. No. 32)

13 and all attached declarations and exhibits, makes the following ruling:

14 IT IS ORDERED that the motion is PARTIALLY GRANTED; Defendant is awarded \$3317  
15 in legal fees and \$9.40 in costs. Plaintiffs shall pay Defendant \$3326.40 within 30 days of this order.

16 Pursuant to FRCP 37(a)(5), Defendant is entitled to reasonable expenses incurred in opposing  
17 Plaintiffs' unsuccessful motion to compel. The Court finds that defending against this motion required  
18 no particular expertise or training, and that a reasonable hourly rate for the legal services and skills  
19 involved in preparing a response to this motion is \$200/hour.

20 Plaintiffs shall pay the amount of the award to Defendant within 30 days from the entry of this  
21 order.

22 Dated: June 30, 2009

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24 Marsha J. Pechman  
25 U.S. District Judge

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